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VIA ELECTRONIC FILING

July 16, 2008

The Honorable Joseph J. Farnan, Jr.
United States District Court for the
District of Delaware
844 King Street
Wilmington, DE 19801

Re: *NICE Systems, Inc. & NICE Systems Ltd. v. Witness Systems, Inc.*
U.S.D.C. (D. Del.) – Civil Action No. 1:06-CV-00311-JJF



ATLANTA

AUSTIN

BOSTON

DALLAS

DELAWARE

MUNICH

NEW YORK

SAN DIEGO

SILICON VALLEY

TWIN CITIES

WASHINGTON, DC

Dear Judge Farnan:

With regard to the above-referenced action, the parties wish to notify the Court that they have reached an agreement in principle to resolve this action, as well as all other co-pending litigations. The parties are finalizing the specific terms of the agreement now and will notify the Court within ten (10) days if their agreement has not been completed.

Respectfully,

/s/ William J. Marsden, Jr.

William J. Marsden, Jr.

WJM:db

cc: Melanie K. Sharp, Esq.
Scott G. Lindvall, Esq.
Joseph M. Drayton, Esq.
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